



**IN THE COURT OF CRIMINAL APPEALS  
OF TEXAS**

---

---

**NO. WR-93,354-06**

---

---

**IN RE STATE OF TEXAS EX REL. BRENT SMITH, Relator**

---

---

**ON PETITION FOR A WRIT OF MANDAMUS  
IN CAUSE NOS. 13760CR; 13761CR; 13762CR; 13763CR; & 13784CR  
IN THE COUNTY COURT FROM KINNEY COUNTY**

---

---

*Per curiam.*

**ORDER**

Relator filed a motion for leave to file and a petition for a writ of mandamus, invoking our constitutional and statutory authority to issue writs of mandamus in criminal law matters. TEX. CONST. art. V, § 5; TEX. CODE. CRIM. PROC. art. 4.04. The petition requests that we issue a writ of mandamus for the judge to withdraw his order for the prosecution to “take all possible steps to request that federal immigration officials do not deport” defendants prior to trial.

The respondent, Hon. Dennis R. Powell, sitting by assignment in the County Court of Kinney County, is ordered to file a response with this Court. The motion for leave to file petition for a writ of mandamus will be held in abeyance until the respondent has submitted the appropriate response. Such response shall be submitted within 30 days of the date of this order.